

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

Keefe, Bruyette & Woods, Inc.,

Plaintiff,

v.

Philadelphia Stock Exchange, Inc.,

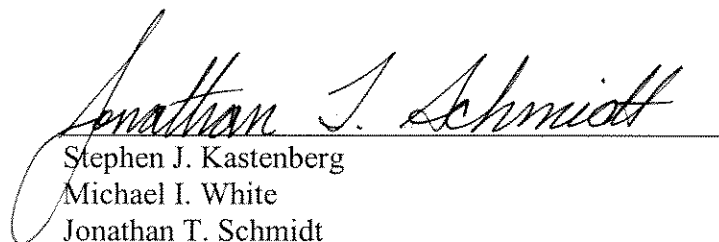
Defendant.

Case No. 08-CV-1163
(LAP)

**MOTION TO ARGUE OR TRY AS COUNSEL
IN THE SOUTHERN DISTRICT OF NEW YORK**

Pursuant to Southern District of New York Local Rule 1.3(c), the undersigned move this Court for an order permitting Stephen J. Kastenberg, Esq., Michael I. White, Esq. and Jonathan Schmidt, Esq. to argue or try the above-captioned case, in whole or in part, as counsel or advocate. Concurrently, we are filing with the Clerk of the District Court originals of certificates from the Pennsylvania Supreme Court certifying that each of these applicants is a member in good standing of the bar of the Commonwealth of Pennsylvania. A copy of each of these certificates is attached to this motion.

Dated: February 22, 2008



Stephen J. Kastenberg

Michael I. White

Jonathan T. Schmidt

PA Bar: 70919, 203674, and 203349

BALLARD SPAHR ANDREWS & INGERSOLL, LLP

1735 Market Street, 51st Floor

Philadelphia, Pennsylvania 19103-7599

215.665.8500

Attorneys for Defendant, Philadelphia Stock
Exchange, Inc.

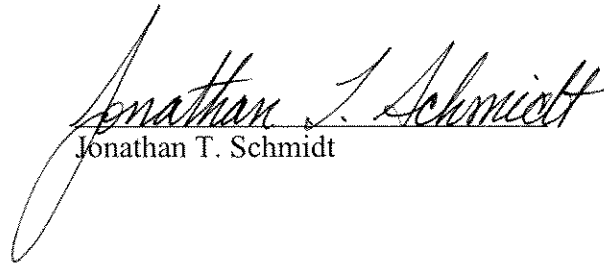
CERTIFICATE OF SERVICE

I hereby certify that on this date I cause a true correct copies of Defendant's Motion to Argue or Try as Counsel in the Southern District of New York to be served on the following counsel via U.S Mail, postage prepaid:

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Eiseman, Levine, Lehrhaupt & Kakoyiannis, P.C.
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Email: jmarquet@ellklaw.com
Attorney for Plaintiff, Keefe, Bruyette & Woods, Inc.

DATED: February 22, 2008


Jonathan T. Schmidt



Supreme Court of Pennsylvania

CERTIFICATE OF GOOD STANDING

Stephen J. Kastenber, Esq.

DATE OF ADMISSION

December 17, 1993

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



Witness my hand and official seal

Dated: February 19, 2008

A handwritten signature in black ink, appearing to read "Patricia A. Johnson".

Patricia A. Johnson
Chief Clerk



Supreme Court of Pennsylvania

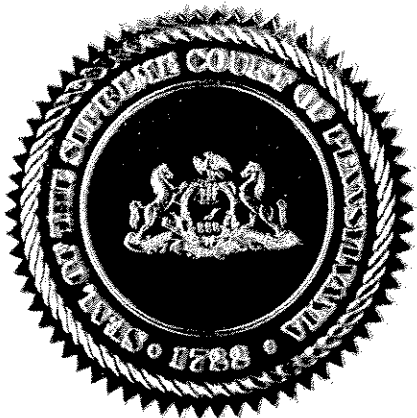
CERTIFICATE OF GOOD STANDING

Jonathan Thomas Schmidt, Esq.

DATE OF ADMISSION

January 22, 2007

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



Witness my hand and official seal

Dated: February 19, 2008

A handwritten signature in cursive script, reading "Patricia A. Johnson".

Patricia A. Johnson
Chief Clerk

A faint, handwritten signature or mark, possibly a second signature or initials.



Supreme Court of Pennsylvania

CERTIFICATE OF GOOD STANDING

Michael Ian White, Esq.

DATE OF ADMISSION

December 18, 2006

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



Witness my hand and official seal

Dated: January 31, 2008

A handwritten signature in black ink, reading "Patricia A. Johnson".

Patricia A. Johnson

Chief Clerk